



# California Regional Water Quality Control Board Central Valley Region

Karl E. Longley, ScD, P.E., Chair

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Arnold  
Schwarzenegger  
Governor

Linda S. Adams

Secretary for  
Environmental Protection

19 May 2009

Jaime and Ramona Rodriguez Trust  
15277 Isleton Rd  
Isleton, CA 95641

**CERTIFIED MAIL NUMBER**  
**7007 2560 0001 7475 6768**

## **ADMINISTRATIVE CIVIL LIABILITY COMPLAINT NO. R5-2009-0540, JAIME AND RAMONA RODRIGUEZ TRUST, SACRAMENTO COUNTY**

Enclosed is an Administrative Civil Liability Complaint (Complaint), issued pursuant to California Water Code (CWC) section 13268(a) and (b)(1), for violations of California Water Code section 13267(b). The Complaint charges Jaime and Ramona Rodriguez Trust (hereafter Rodriguez Trust) with civil liability in the amount of **three thousand dollars (\$3,000)** for failure to respond to a CWC 13267 Order.

Pursuant to CWC section 13323, Rodriguez Trust may:

- Pay the assessed civil liability and waive their right to a hearing before the Central Valley Water Board by signing the enclosed waiver (checking off the box next to item #4) and submitting it to this office by **18 June 2009**, along with payment for the full amount;
- Agree to enter into settlement discussions with the Central Valley Water Board and request that any hearing on the matter be delayed by signing the enclosed waiver (checking off the box next to item #5) and submitting both the waiver and a letter describing the issues to be discussed to this office by **18 June 2009**; or
- Contest the Complaint and/or enter into settlement discussions with the Central Valley Water Board without signing the enclosed waiver.

If Rodriguez Trust chooses to sign the waiver and pay the assessed civil liability, this will be considered a tentative settlement of the violations in the Complaint. This settlement will be considered final pending a 30-day period, starting from the date of this Complaint, during which time interested parties may comment on this action by submitting information to this office, attention Brett Stevens. Should the Central Valley Water Board receive new information or comments during this comment period, the Central Valley Water Board's Executive Officer may withdraw the complaint, return payment, and issue a new complaint. If the Central Valley Water Board does not hold a hearing on the matter, and if the terms of the final settlement are not significantly different from those proposed in the enclosed Complaint, then there will not be additional opportunities for public comment on the proposed settlement.

***California Environmental Protection Agency***

19 MAY 2009

If the Central Valley Water Board does not receive a signed waiver within 30 days of the date of this Complaint (**by 18 June 2009**), then a hearing will be scheduled for the **13/14 August 2009** Central Valley Water Board meeting in Rancho Cordova. The Central Valley Water Board's Prosecution Team has proposed the enclosed draft Hearing Procedures to govern the conduct of such a hearing. Any objections to these draft Hearing Procedures must be received by Lori Okun, whose contact information is listed in the enclosed draft Hearing Procedures, by **5 p.m. on 29 May 2009**.

Any comments or evidence concerning the enclosed Complaint must be submitted in accordance with the deadlines contained in the enclosed draft Hearing Procedures, unless these deadlines are changed by the Central Valley Water Board's Adjudicatory Team, either on their own accord or upon request.

In order to conserve resources, this letter transmits paper copies of the documents to Rodriguez Trust only. Interested persons may download the documents from the Central Valley Water Board's Internet website at:

[http://www.waterboards.ca.gov/centralvalley/tentative\\_orders/](http://www.waterboards.ca.gov/centralvalley/tentative_orders/).

Copies of these documents can also be obtained by contacting or visiting the Central Valley Water Board's office weekdays between 8:00 AM and 5:00 PM.

If you have any questions or comments regarding the Administrative Civil Liability Complaint, please contact Brett Stevens at (916) 464-4642.

JOE KARKOSKI  
Acting Assistant Executive Officer

Enc: Administrative Civil Liability Complaint No. R5-2009-0540

cc w/o enc:

Emel Wadhwani, Office of Chief Counsel, SWRCB, Sacramento  
Reed Sato, Office of Enforcement, SWRCB, Sacramento  
Bruce Houdesheldt, Sacramento Valley Water Quality Coalition, Sacramento  
Frank Carl, Sacramento County Agricultural Commissioner, Sacramento